

**LINCOLN COUNTY BOARD OF CANVASS
RECOUNT - JUSTICE OF THE SUPREME COURT
SPRING ELECTION APRIL 5, 2011**

The Lincoln County Board of Canvass met Wednesday, April 27, 2011, at 9:00 a.m. in the County Board Room, Lincoln County Service Center, 801 N. Sales St., Merrill, Wisconsin for the purpose of conducting an election recount of the April 5, 2011 Spring Election for the Justice of the Supreme Court.

Canvass Board: Sheila Pudelko, County Clerk and Republican Party, Joan Schroeder - Democratic Party, and Marie Steffenhagen. It was noted original Board of Canvass member Edna Jackson resigned April 8, 2011 and has been replaced by Marie Steffenhagen.

Other Personnel: Debbie Rauchle, Acting Deputy County Clerk

Recount Staff/Tabulators Present: Bill Heideman (Merrill City Clerk); Regan Kovacich; Rich Dabbert; Debbie Raymer (Scott Town Clerk); Amanda Bartz (Tomahawk City Clerk); and Ann Eckman (Bradley Town Clerk).

The Affidavit of Posting was read. Lincoln County Clerk Pudelko administered the oath of office. The Board of Canvass notice was published and posted in accordance with Wisconsin State Statutes. Clerk Pudelko explained the process to all present. The ground rules were explained, as well as the sign in-sign out procedure.

Alan Drenger, representative for David Prosser, was present at 9:00 am. At 1:09 pm Loretta Baughan replaced Alan Drenger. She left at 4:45 pm and was replaced by Elaine Simon. There was no representative for the Joanne Kloppenburg campaign present throughout the entire day.

The recount Board of Canvass adjourned at 8:16 pm for the day by consensus.

Recount procedures for the following were completed on Wednesday, April 27th: Town of Birch, Town of Bradley, Town of Corning, Town of Harding, Town of Harrison, Town of King, Town of Merrill, Town of Rock Falls, Town of Russell, Town of Schley, Town of Somo, Town of Tomahawk, and Town of Wilson. Poll book verification and ballot count verification for the Town of Scanawan was conducted but the final processing had to be postponed until their test deck was delivered.

Thursday, April 28th, the recount Board of Canvass reconvened at 9:02 am. All Board of Canvass members, staff, and Recount staff/tabulators were present.

Alan Drenger, representative for David Prosser, was present at 9:02 am. At 10:19 am, Loretta Baughan replaced Alan Drenger. She left at 1:09 pm and was replaced by Doug Hurlbutt. There was no representative for the Joanne Kloppenburg campaign present throughout the entire day.

The recount Board of Canvass adjourned at 7:15 pm for the day by consensus.

All recount procedures for the following were completed on Thursday, April 28th: Town of Pine River, Town of Scott, City of Tomahawk (Wards 1-6), City of Merrill (Wards 1-8).

Friday, April 29th, the recount Board of Canvass reconvened at 9:02 am. The Board of Canvass members were present, along with staff Debbie Rauchle and Recount Staff/Tabulator Bill Heideman.

Bob Rajek, representative for David Prosser, and Debbie Hoover, representative for Joanne Kloppenburg, were also present.

Recount procedures for the Town of Scanawan were conducted, with the exception of tabulating ballots using the DS-200. The recount Board of Canvass recessed at 9:30 am, awaiting the delivery of the test ballots.

At 10:21 am the recount Board of Canvass reconvened and completed the recount process for the Town of Scanawan.

M/S Pudelko/Schroeder to adjourn. Motion carried by unanimous voice vote. Adjourned at 11:22 am on Friday, April 29th, 2011.

Town of Birch**(Wards 1-2)****Original Vote Total****Recount Vote Total**

David Prosser	71	71 (70 machine, 1 by hand)
Joanne Kloppenburg	66	66
Scattering	1	1

Total Voters as reconciled from Poll Lists: 146

Total Absentees from Poll Lists: 3

Total Number of Ballots OS Ballots Counted at Recount: 145 (machine)

Total Number of Ballots OS Ballots Counted at Recount: 1 (by hand)

Grand Total Number of Ballots Counted: 146

Total Number of Absentee Applications: 3

Total Number of Absentee Ballots Identified: 3

Items of Note:

Bag # 1 of 2 Seal #0514761 removed

Bag #2 with Exhibit #1, Seal #0766487

Bag # 1 of 2 Seal #0766435 resealed

Test of Electronic Voting Equipment: Accurate

Test Conducted by: Debbie Rauchle

Memory Card Number: DS000054

Memory Card Seal No. at Recount: 185788

Other issues:

- On the Town Clerk's Supplemental Poll List, one voter, Andrew Waldburger, was not indicated as an absentee with a red "A".
- The initial poll book verification of the number of voters who voted showed a discrepancy of one. It was determined this was caused when one voter (Cindy Challoner-Lord) was give a number (#78) in both the poll books (page 6) and the Supplemental Poll List.
- One ballot was damaged on the corner and could not be counted by the DS-200. It was hand-tallied, and has a vote for Prosser. It was marked as Exhibit #1.

Town of Bradley**(Wards 1-4)**

	<u>Original Vote Total</u>	<u>Recount Vote Total</u>
David Prosser	282	282
Joanne Kloppenburg	326	326
Scattering	0	0

Total Voters as reconciled from Poll Lists: 608

Total Absentees from Poll Lists: 29

Total Number of OS Ballots Counted at Recount: 608 (machine)

Total Number of OS Ballots Counted at Recount: 0 (by hand)

Grand Total Number of Ballots Counted: 608

Total Number of Absentee Applications: 30

Total Number of Absentee Ballots Identified: 29

Items of Note:

Bag # 1 of 1 Seal #0753710 removed

Bag # 1 of 1 Seal #0766436 resealed

Test of Electronic Voting Equipment: Accurate

Test Conducted by: Debbie Rauchle

Memory Card Number: DS00086

Memory Card Seal No. at Recount: 145778

Other issues:

- On election night the ballots were delivered in a metal container to the County Clerk at the Lincoln County Service Center and sealed with seal #0514768. The County Clerk had the election inspectors place the ballots in a ballot bag and seal it with Seal #0753710.
- One absentee ballot application was missing.
- The Town Clerk's poll list does not include the Supplemental Voter List.

Town of Corning

	<u>Original Vote Total</u>	<u>Recount Vote Total</u>
David Prosser	144	144
Joanne Kloppenburg	107	107
Scattering	0	0

Total Voters as reconciled from Poll Lists: 265

Total Absentees from Poll Lists: 7

Total Number of OS Ballots Counted at Recount: 265 (machine)

Total Number of OS Ballots Counted at Recount: 0 (by hand)

Grand Total Number of Ballots Counted: 265

Total Number of Absentee Applications: 7

Total Number of Absentee Ballots Identified: 7

Items of Note:

Bag # 1 of 1 Seal #0514797 removed

Bag # 1 of 1 Seal #0766446 resealed

Test of Electronic Voting Equipment: Accurate

Test Conducted by: Debbie Rauchle

Memory Card Number: DS000114

Memory Card Seal No. at Recount: 185790

Other issues:

- The "Absentee Ballots to be Counted" field on the GAB-190 form appears to be incorrect.
- The Town Clerk's poll list does not include the Supplemental Voter List.
- The County Clerk's Supplemental Poll List included all electors who voted by absentee ballot.
- Two voters who were assigned numbers on the poll list were also included on the Supplemental Poll List.

Town of Harding

	<u>Original Vote Total</u>	<u>Recount Vote Total</u>
David Prosser	88	87
Joanne Kloppenburg	57	56
Scattering	0	0

Total Voters as reconciled from Poll Lists: 146

Total Absentees from Poll Lists: 6

Total Number of OS Ballots Counted at Recount: 144 (machine)

Total Number of OS Ballots Counted at Recount: 0 (by hand)

Grand Total Number of Ballots Counted: 144

Total Number of Absentee Applications: 6

Total Number of Absentee Ballots Identified: 6

Items of Note:

Bag # 1 of 2 Seal #0514759 removed

Bag #2 with Exhibits #2 and #3, Seal #076648

Bag # 1 of 2 Seal #0766440 resealed

Test of Electronic Voting Equipment: Accurate

Test Conducted by: Debbie Rauchle

Memory Card Number: DS000095

Memory Card Seal No. at Recount: 185798

Other issues:

- Two absentee ballots should have been rejected on Election Day, because the absentee envelope did not include the voter's signature. As a result, following GAB procedure, a draw-down of two ballots was done. One ballot removed during the draw-down was marked as Exhibit #2 and the other ballot was marked as Exhibit #3. The two ballots were then placed in a ballot bag and sealed with Seal #0766489. As a result of the draw-down, Prosser's vote total was reduced by one and Kloppenburg's vote total was reduced by one.

Town of Harrison**(Ward 1-4)**

	<u>Original Vote Total</u>	<u>Recount Vote Total</u>
David Prosser	139	139
Joanne Kloppenburg	122	122
Scattering	0	0

Total Voters as reconciled from Poll Lists: 263

Total Absentees from Poll Lists: 6

Total Number of OS Ballots Counted at Recount: 263 (machine)

Total Number of OS Ballots Counted at Recount: 0 (by hand)

Grand Total Number of Ballots Counted: 263

Total Number of Absentee Applications: 6

Total Number of Absentee Ballots Identified: 6

Items of Note:

Bag # 1 of 1 Seal #0514796 removed

Bag # 1 of 1 Seal #0766444 resealed

Test of Electronic Voting Equipment: Accurate

Test Conducted by: Debbie Rauchle

Memory Card Number: DS000094

Memory Card Seal No. at Recount: 185770

Other issues:

None.

Town of King

	<u>Original Vote Total</u>	<u>Recount Vote Total</u>
David Prosser	112	112
Joanne Kloppenburg	157	157 (156 machine, 1 by hand)
Scattering	0	0

Total Voters as reconciled from Poll Lists: 275

Total Absentees from Poll Lists: 8

Total Number of OS Ballots Counted at Recount: 274 (machine)

Total Number of OS Ballots Counted at Recount: 1 (by hand)

Grand Total Number of Ballots Counted: 275

Total Number of Absentee Applications: 0

Total Number of Absentee Ballots Identified: 8

Items of Note:

Bag # 1 of 2 Seal #0514756 removed Bag #2 for Exhibit #4 Seal #0766482

Bag # 1 of 2 Seal #0766441 resealed

Test of Electronic Voting Equipment: Accurate

Test Conducted by: Debbie Rauchle

Memory Card Number: DS000044

Memory Card Seal No. at Recount: 185769

Other issues:

- No absentee applications could be located. No absentee ballot log could be located.
- The Municipal Clerk section of the Inspectors' Statement (GAB-104) was not completed. The "Tamper-evident seal number verified by Chief Inspector – Pre-Election and Post-Election" was not initialed on the Inspectors' Statement (GAB-104).
- One absentee ballot was damaged along the fold line and could not be counted by the DS-200 during the recount. This ballot was hand-tallied, with a vote for Kloppenburg. It was marked as Exhibit #4 and placed in a ballot bag with Seal #0766482.

Town of Merrill**(Wards 1-5)****Original Vote Total****Recount Vote Total**

David Prosser	400	400
Joanne Kloppenburg	379	379
Scattering	2	2

Total Voters as reconciled from Poll Lists: 790

Total Absentees from Poll Lists: 27

Total Number of OS Ballots Counted at Recount: 790 (machine)

Total Number of OS Ballots Counted at Recount: 0 (by hand)

Grand Total Number of Ballots Counted: 790

Total Number of Absentee Applications: 18

Total Number of Absentee Ballots Identified: 27

Items of Note:

Bag # 1 of 1 Seal #0514767 removed

Bag # 1 of 1 Seal #0766456 resealed

Test of Electronic Voting Equipment: Accurate

Test Conducted by: Debbie Rauchle

Memory Card Number: DS000041

Memory Card Seal No. at Recount: 185757

Other issues:

- Nine absentee ballot applications could not be located.
- On the Inspector's Statement (GAB-104), the "Tamper-evident seal number verified by Chief Inspector – Post-Election" was not initialed.

Town of Pine River**(Wards 1-3)**

	<u>Original Vote Total</u>	<u>Recount Vote Total</u>
David Prosser	365	364
Joanne Kloppenburg	272	272
Scattering	3	3

Total Voters as reconciled from Poll Lists: 655

Total Absentees from Poll Lists: 38

Total Number of OS Ballots Counted at Recount: 655 (machine)

Total Number of OS Ballots Counted at Recount: 0 (by hand)

Grand Total Number of Ballots Counted: 655

Total Number of Absentee Applications: 45 (44 regular, 1 military)

Total Number of Absentee Ballots Identified: 36 (2 absentee ballots had to be remade on Election Day by the election inspectors because the originals were torn. However the election inspectors did not indicate "Remade Ballot #1" and "Remade Ballot #2" on them so there was no way of identifying them as remade absentee ballots.)

Items of Note:

Bag # 1 of 1 Seal #0514728 removed

Bag # 1 of 1 Seal #0766459 resealed

Test of Electronic Voting Equipment: Accurate

Test Conducted by: Debbie Rauchle

Memory Card Number: DS000092

Memory Card Seal No. at Recount: 185791

Other issues:

- On the Inspectors Statement (GAB-104), the "Tamper-evident seal number verified by Chief Inspector – Pre-Election and Post-Election" were not initialed.
- The absentee ballot envelope for the military voter was not designated as "military".
- On Election Day, two (2) absentee ballots were remade by the election inspectors due to tears in the ballots. However the election inspectors did not indicate "Remade Ballot #1" and "Remade Ballot #2" so there was no way of identifying them as remade absentee ballots.
- The number of ballots counted on election night by the DS-200 was 656. When the ballots were counted during the recount, 655 were counted. Also, the poll lists indicate 655 voters. Based on this, it appears one ballot was counted twice by the DS-200 on Election Day. As a result of using the DS-200 to count the ballots during the recount, Prosser's vote total was reduced by one.
- On poll books, #621 was assigned to two different voters (duplicated).
- On poll books, the military absentee voter was not designated as military.
- One absentee voter (Sarah Andreski) was not indicated with a red "A" in the poll books.

Town of Rock Falls**(Wards 1-2)****Original Vote Total****Recount Vote Total**

David Prosser	91	91
Joanne Kloppenburg	84	84
Scattering	2	2

Total Voters as reconciled from Poll Lists: 180

Total Absentees from Poll Lists: 1

Total Number of OS Ballots Counted at Recount: 180 (machine)

Total Number of OS Ballots Counted at Recount: 0 (by hand)

Grand Total Number of Ballots Counted: 180

Total Number of Absentee Applications: 1

Total Number of Absentee Ballots Identified: 1

Items of Note:

Bag # 1 of 1 Seal #0514799 removed

Bag # 1 of 1 Seal #0766445 resealed

Test of Electronic Voting Equipment: Accurate

Test Conducted by: Debbie Rauchle

Memory Card Number: DS000031

Memory Card Seal No. at Recount: 185758

Other issues:

None.

Town of Russell

	<u>Original Vote Total</u>	<u>Recount Vote Total</u>
David Prosser	88	88
Joanne Kloppenburg	74	74
Scattering	0	0

Total Voters as reconciled from Poll Lists: 164

Total Absentees from Poll Lists: 7

Total Number of OS Ballots Counted at Recount: 164 (machine)

Total Number of OS Ballots Counted at Recount: 0 (by hand)

Grand Total Number of Ballots Counted: 164

Total Number of Absentee Applications: 8

Total Number of Absentee Ballots Identified: 7

Items of Note:

Bag # 1 of 1 Seal #0514758 removed

Bag # 1 of 1 Seal #0766449 resealed

Test of Electronic Voting Equipment: Accurate

Test Conducted by: Debbie Rauchle

Memory Card Number: DS000078

Memory Card Seal No. at Recount: 185781

Other issues:

None.

Town of Schley**(Wards 1-2)****Original Vote Total****Recount Vote Total**

David Prosser 142 142

Joanne Kloppenburg 93 93

Scattering 0 0

0

Total Voters as reconciled from Poll Lists: 239

Total Absentees from Poll Lists: 6

Total Number of OS Ballots Counted at Recount: 239 (machine)

Total Number of OS Ballots Counted at Recount: 0 (by hand)

Grand Total Number of Ballots Counted: 239

Total Number of Absentee Applications: 6

Total Number of Absentee Ballots Identified: 6

Items of Note:

Bag # 1 of 1 Seal #0514730 removed

Bag # 1 of 1 Seal #0766437 resealed

Test of Electronic Voting Equipment: Accurate

Test Conducted by: Debbie Rauchle

Memory Card Number: DS000087

Memory Card Seal No. at Recount: 185764

Other issues:

- After the polls closed on Election Day, the green seal (#228317) was not returned to the black box.

Town of Scott**(Wards 1-2)**

	<u>Original Vote Total</u>	<u>Recount Vote Total</u>
David Prosser	263	263
Joanne Kloppenburg	183	183
Scattering	0	0

Total Voters as reconciled from Poll Lists: 468

Total Absentees from Poll Lists: 6

Total Number of OS Ballots Counted at Recount: 468 (machine)

Total Number of OS Ballots Counted at Recount: 0 (by hand)

Grand Total Number of Ballots Counted: 468

Total Number of Absentee Applications: 5

Total Number of Absentee Ballots Identified: 6

Items of Note:

Bag # 1 of 1 Seal #0514795 removed

Bag # 1 of 1 Seal #0766454 resealed

Test of Electronic Voting Equipment: Accurate

Test Conducted by: Debbie Rauchle

Memory Card Number: DS000115

Memory Card Seal No. at Recount: 185782

Other issues:

- The County Clerk's poll book certification form listed the total number of absentee ballot applications instead of the total number of absentee ballots cast.
- The County Clerk's poll book certification form had the signatures of only two election inspectors.
- The Town Clerk's poll book certification form was not completed.
- 10 voters were listed on the absentee ballot log, but only 5 absentee ballot applications were found.
- The Inspectors Statement (GAB-104) is missing the total number of voters and the total number of ballots cast.

<u>Town of Skanawan</u>	<u>Original Vote Total</u>	<u>Recount Vote Total</u>
David Prosser	78	78
Joanne Kloppenburg	54	52 (reduced 2 by draw-down)
Scattering	0	0

Total Voters as reconciled from Poll Lists: 133

Total Absentees from Poll Lists: 7

Total Number of OS Ballots Counted at Recount: 131 (machine)

Total Number of OS Ballots Counted at Recount: 0 (by hand)

Grand Total Number of Ballots Counted: 131

Total Number of Absentee Applications: 7

Total Number of Absentee Ballots Identified: 7

Items of Note:

Bag # 1 of 2 Seal #0514778 removed

Bag # 1 of 2 Seal #0766483 resealed, (test ballots missing so resealed in ballot bag on 4/27/11 until new test ballots are received)

Bag #1 of 2 Seal #0766483 removed (test ballots received on 4/29/11 so continued recount)

Bag #1 of 2 Seal #0766442 resealed (on 4/29/11 after recount)

Bag #2 of 2 Seal #0766494 sealed Contains exhibits #8, #9, #10, #11

Test of Electronic Voting Equipment: Accurate

Test Conducted by: Debbie Rauchle

Memory Card Number: DS000075

Memory Card Seal No. at Recount: 185779

Other issues:

- When the ballot bag was opened on Wednesday, April 27th, it was determined we did not have the test ballots for the DS-200. The tallying of the ballots using the DS-200 could not be done until test ballots were received. On April 27, 2011 the poll books and ballot counts were verified. The test ballots arrived on Friday, April 29th, at which time the rest of the recount procedure was done.
- The form stating there were no absentee ballots was completed as well as the Used Absentee Ballot Envelope (GAB-103). Absentee ballots were received so the "Did Not" form should not have been completed. The "Did Not" form was removed from GAB-103.
- Two absentee ballots should have been rejected because they did not have a witness signature. As a result, a draw-down of two (2) ballots was done following the GAB procedure. One ballot removed during the draw-down was marked as Exhibit #8 and the other ballot was marked as Exhibit #9. One absentee envelope with no witness signature was marked as Exhibit #10, and the other absentee ballot envelope was marked as Exhibit #11. All exhibits were placed in ballot bag

#2 and sealed with Seal #0766494. As a result of the draw-down, Kloppenburg's vote total was reduced by two (2).

- The Municipal Clerks' section of the Inspector Statement (GAB-104) was not completed. The "Tamper-evident seal number verified by Chief Inspector – Pre-Election and Post-Election" section of the Inspectors' Statement (GAB-104) was not initialed by the Chief Inspector.

Town of Somo

	<u>Original Vote Total</u>	<u>Recount Vote Total</u>
David Prosser	37	37 (36 machine, 1 by hand)
Joanne Kloppenburg	35	35 (33 machine, 2 by hand)
Scattering	0	0

Total Voters as reconciled from Poll Lists: 74

Total Absentees from Poll Lists: 4

Total Number of OS Ballots Counted at Recount: 71 (machine)

Total Number of OS Ballots Counted at Recount: 3 (by hand)

Grand Total Number of Ballots Counted: 74

Total Number of Absentee Applications: 5

Total Number of Absentee Ballots Identified: 4

Items of Note:

Bag # 1 of 1 Seal #0514768 removed

Bag # 1 of 1 Seal #0766473 resealed

Test of Electronic Voting Equipment: Accurate

Test Conducted by: Debbie Rauchle

Memory Card Number: DS000107

Memory Card Seal No. at Recount: 185753 (1855789 broke while installing, was not used)

Other issues:

- Ran out of ballots. Used 3 copied ballots, requiring hand tallying of those copied ballots. Results of the hand tally were Prosser +1, Kloppenburg +2.

**Town of Tomahawk****(Wards 1-2)**

	<u>Original Vote Total</u>	<u>Recount Vote Total</u>
David Prosser	46	46
Joanne Kloppenburg	69	69
Scattering	0	0

Total Voters as reconciled from Poll Lists: 115

Total Absentees from Poll Lists: 7

Total Number of OS Ballots Counted at Recount: 115 (machine)

Total Number of OS Ballots Counted at Recount: 0 (by hand)

Grand Total Number of Ballots Counted: 115

Total Number of Absentee Applications: 5

Total Number of Absentee Ballots Identified: 7

Items of Note:

Bag # 1 of 1 Seal #0514757 removed

Bag # 1 of 1 Seal #0766448 resealed

Test of Electronic Voting Equipment: Accurate

Test Conducted by: Debbie Rauchle

Memory Card Number: DS000093

Memory Card Seal No. at Recount: 185766

Other issues:

- Two absentee ballot applications were missing (five applications, seven ballots).
- Three spoiled ballots were not documented on the Inspectors Statement (GAB-104).

Town of Wilson

	<u>Original Vote Total</u>	<u>Recount Vote Total</u>
David Prosser	75	75 (73 machine, 2 by hand)
Joanne Kloppenburg	57	57 (52 machine, 5 by hand)
Scattering	0	0

Total Voters as reconciled from Poll Lists: 134

Total Absentees from Poll Lists: 5

Total Number of OS Ballots Counted at Recount: 126 (machine)

Total Number of OS Ballots Counted at Recount: 8 (by hand)

Grand Total Number of Ballots Counted: 134

Total Number of Absentee Applications: 0

Total Number of Absentee Ballots Identified: 5

Items of Note:

Bag # 1 of 1 Seal #0514760 removed

Bag # 1 of 1 Seal #0766443 resealed

Test of Electronic Voting Equipment: Accurate

Test Conducted by: Debbie Rauchle

Memory Card Number: DS000108

Memory Card Seal No. at Recount: 185754

Other issues:

- No absentee ballot applications. It appears phone requests or e-mail requests were considered as valid absentee ballot applications.
- Ran out of ballots. Used 8 copied ballots, requiring hand tallying of those copied ballots. Results of the hand tally were Prosser +2, Kloppenburg +5.

City of Merrill**(Ward 1)**

	<u>Original Vote Total</u>	<u>Recount Vote Total</u>
David Prosser	133	133
Joanne Kloppenburg	170	169
Scattering	0	0

Total Voters as reconciled from Poll Lists: 309

Total Absentees from Poll Lists: 40

Total Number of OS Ballots Counted at Recount: 309 (machine)

Total Number of OS Ballots Counted at Recount: 0 (by hand)

Grand Total Number of Ballots Counted: 309

Total Number of Absentee Applications: 45 (40 verified, 5 cannot be verified)

Total Number of Absentee Ballots Identified: 39

Items of Note:

Bag # 1 of 1 Seal #0514769 removed Bag #2 with Exhibit #5 Seal #0766495

Bag # 1 of 1 Seal #0776450 resealed

Test of Electronic Voting Equipment: Accurate

Test Conducted by: Debbie Rauchle

Memory Card Number: DS000103

Memory Card Seal No. at Recount: 185774

Other issues:

- The Municipal Clerk's section on page 1 of the Inspectors Statement (GAB-104) was not completed.
- During the recount, the actual number of absentee applications could not be verified. This was because an Absentee Certificate envelope (EB-122), instead of an Official Absentee Ballot Application/Certification envelope (GAB-122cert), was used for some voters who voted absentee at the City Clerk's office. The permanent absentee voters were not indicated as such on the Absentee Ballot Log.
- During the recount, voter verification resulted in a ballot count of 309. The Election Day total from the DS-200 stated 310 ballots. Following GAB procedures, one blank ballot was removed. This ballot was marked as Exhibit #5 and sealed in a ballot bag with Seal #0766495. Rich Dabbert, who worked at the polls on Election Day in this ward, and also worked during the recount, explained this. He stated on Election Day an inserted ballot came out the back of the machine rather than dropping into the bin. It was then run through the machine again, resulting in the ballot being counted twice on Election Day.
- The Board of Canvass was unable to identify 5 absentee ballot applications. Only 39 absentee ballots could be identified. This was because an absentee ballot that was e-mailed to a voter was

returned and remade by the election inspectors on Election Day. However, it was not marked as a remade ballot on Election Day and could not be identified at recount. The Inspectors' Statement (GAB-104) had no indication of this being done.

- Seal #228329 and Seal #185717 were not returned after the polls closed on Election Day.

City of Merrill**(Ward 2)**

	<u>Original Vote Total</u>	<u>Recount Vote Total</u>
David Prosser	120	120
Joanne Kloppenburg	142	142 (141 machine, 1 by hand)
Scattering	0	0

Total Voters as reconciled from Poll Lists: 264

Total Absentees from Poll Lists: 21

Total Number of OS Ballots Counted at Recount: 263 (machine)

Total Number of OS Ballots Counted at Recount: 1 (by hand)

Grand Total Number of Ballots Counted: 264

Total Number of Absentee Applications: 19

Total Number of Absentee Ballots Identified: 21

Items of Note:

Bag # 1 of 1 Seal #0514800 removed Bag #2 for Exhibit #7 Seal #0766500

Bag # 1 of 1 Seal #0766447 resealed

Test of Electronic Voting Equipment: Accurate

Test Conducted by: Debbie Rauchle

Memory Card Number: DS000066

Memory Card Seal No. at Recount: 185767

Other issues:

- The Municipal Clerk's section on page 1 of the Inspectors Statement (GAB-104) was not completed.
- During the recount, the actual number of absentee applications could not be verified. This was because an Absentee Certificate envelope (EB-122), instead of an Official Absentee Ballot Application/Certification envelope (GAB-122cert), was used for some voters who voted absentee at the City Clerk's office. The permanent absentee voters were not indicated as such on the Absentee Ballot Log.
- Two spoiled ballots were returned at the polls on Election Day. There was no notation on the Inspectors Statement (GAB-104) as to why they were spoiled.
- One absentee ballot could not be counted by the DS-200 during the recount because the fold compromised the coding area. It was hand-tallied with a vote for Kloppenburg. It was marked as Exhibit #7, placed in a ballot bag, and sealed with Seal #0766500.

City of Merrill**(Ward 3)**

	<u>Original Vote Total</u>	<u>Recount Vote Total</u>
David Prosser	96	96
Joanne Kloppenburg	106	106
Scattering	0	0

Total Voters as reconciled from Poll Lists: 205

Total Absentees from Poll Lists: 18

Total Number of OS Ballots Counted at Recount: 205 (machine)

Total Number of OS Ballots Counted at Recount: 0 (by hand)

Grand Total Number of Ballots Counted: 205

Total Number of Absentee Applications: 18

Total Number of Absentee Ballots Identified: 18

Items of Note:

Bag # 1 of 1 Seal #0753708 removed

Bag # 1 of 1 Seal #0766453 resealed

Test of Electronic Voting Equipment: Accurate

Test Conducted by: Debbie Rauchle

Memory Card Number: DS000104

Memory Card Seal No. at Recount: 185749

Other issues:

- The Municipal Clerk's section on page 1 of the Inspectors Statement (GAB-104) was not completed.
- During the recount, the actual number of absentee applications could not be verified. This was because an Absentee Certificate envelope (EB-122), instead of an Official Absentee Ballot Application/Certification envelope (GAB-122cert), was used for some voters who voted absentee at the City Clerk's office. The permanent absentee voters were not indicated as such on the Absentee Ballot Log.

City of Merrill**(Ward 4)**

	<u>Original Vote Total</u>	<u>Recount Vote Total</u>
David Prosser	110	110
Joanne Kloppenburg	105	105
Scattering	1	1

Total Voters as reconciled from Poll Lists: 217

Total Absentees from Poll Lists: 15

Total Number of OS Ballots Counted at Recount: 217 (machine)

Total Number of OS Ballots Counted at Recount: 0 (by hand)

Grand Total Number of Ballots Counted: 217

Total Number of Absentee Applications: 9

Total Number of Absentee Ballots Identified: 15

Items of Note:

Bag # 1 of 1 Seal #0753701 removed

Bag # 1 of 1 Seal #0766457 resealed

Test of Electronic Voting Equipment: Accurate

Test Conducted by: Debbie Rauchle

Memory Card Number: DS000112

Memory Card Seal No. at Recount: 185796

Other issues:

- The Municipal Clerk's section on page 1 of the Inspectors Statement (GAB-104) was not completed.
- During the recount, the actual number of absentee applications could not be verified. This was because an Absentee Certificate envelope (EB-122), instead of an Official Absentee Ballot Application/Certification envelope (GAB-122cert, was used for some voters who voted absentee at the City Clerk's office. The permanent absentee voters were not indicated as such on the Absentee Ballot Log.
- There were 15 absentee ballots, with 9 applications (see above).
- One ballot was in the original ballot envelope as damaged, but was not indicated on the Inspectors' Statement (GAB-104) as to why or how it was damaged. The ballot was torn to pieces on Election Day so it could not be determined how or why it was damaged.

City of Merrill**(Ward 5)**

	<u>Original Vote Total</u>	<u>Recount Vote Total</u>
David Prosser	104	104
Joanne Kloppenburg	100	100
Scattering	2	2

Total Voters as reconciled from Poll Lists: 208

Total Absentees from Poll Lists: 15

Total Number of OS Ballots Counted at Recount: 208 (machine)

Total Number of OS Ballots Counted at Recount: 0 (by hand)

Grand Total Number of Ballots Counted: 208

Total Number of Absentee Applications: 16

Total Number of Absentee Ballots Identified: 15

Items of Note:

Bag # 1 of 1 Seal #0753704 removed

Bag # 1 of 1 Seal #0766458 resealed

Test of Electronic Voting Equipment: Accurate

Test Conducted by: Debbie Rauchle

Memory Card Number: DS000105

Memory Card Seal No. at Recount: 185792

Other issues:

- The Municipal Clerk's section on page 1 of the Inspectors Statement (GAB-104) was not completed.
- During the recount, the actual number of absentee applications could not be verified. This was because an Absentee Certificate envelope (EB-122), instead of an Official Absentee Ballot Application/Certification envelope (GAB-122cert), was used for some voters who voted absentee at the City Clerk's office. The permanent absentee voters were not indicated as such on the Absentee Ballot Log.
- On the Inspectors' Statement (GAB-104), the "Tamper-evident seal number verified by Chief Inspector – Pre-Election" and "Post-Election" sections were not initialed.
- On the Inspectors' Statement (GAB-104), the Certification of Chief Inspector section was not signed by the Chief Inspector.
- The Provisional Ballots Envelope and Rejected Absentee Ballot Envelopes were completed by the election inspector on Election Day, even though there were no provisional ballots or rejected absentee ballots.

City of Merrill**(Ward 6)**

	<u>Original Vote Total</u>	<u>Recount Vote Total</u>
David Prosser	105	105
Joanne Kloppenburg	153	153
Scattering	0	0

Total Voters as reconciled from Poll Lists: 261

Total Absentees from Poll Lists: 6

Total Number of OS Ballots Counted at Recount: 261 (machine)

Total Number of OS Ballots Counted at Recount: 0 (by hand)

Grand Total Number of Ballots Counted: 261

Total Number of Absentee Applications: 6

Total Number of Absentee Ballots Identified: 5

Items of Note:

Bag # 1 of 1 Seal #0753705 removed

Bag # 1 of 1 Seal #0766455 resealed

Test of Electronic Voting Equipment: Accurate

Test Conducted by: Debbie Rauchle

Memory Card Number: DS000097

Memory Card Seal No. at Recount: 185777

Other issues:

- The Municipal Clerk's section on page 1 of the Inspectors Statement (GAB-104) was not completed.
- During the recount, the actual number of absentee applications could not be verified. This was because an Absentee Certificate envelope (EB-122), instead of an Official Absentee Ballot Application/Certification envelope (GAB-122cert), was used for some voters who voted absentee at the City Clerk's office. The permanent absentee voters were not indicated as such on the Absentee Ballot Log.
- One absentee ballot was remade by the election inspectors on Election Day. However, it was not marked as a remade ballot. There was no mention of this on the Inspector's Statement (GAB-104).

City of Merrill**(Ward 7)**

	<u>Original Vote Total</u>	<u>Recount Vote Total</u>
David Prosser	133	133
Joanne Kloppenburg	134	134
Scattering	1	1

Total Voters as reconciled from Poll Lists: 276

Total Absentees from Poll Lists: 41

Total Number of OS Ballots Counted at Recount: 276 (machine)

Total Number of OS Ballots Counted at Recount: 0 (by hand)

Grand Total Number of Ballots Counted: 276

Total Number of Absentee Applications: 23

Total Number of Absentee Ballots Identified: 41

Items of Note:

Bag # 1 of 1 Seal #0753709 removed

Bag # 1 of 1 Seal #0766439 resealed

Test of Electronic Voting Equipment: Accurate

Test Conducted by: Debbie Rauchle

Memory Card Number: DS000068

Memory Card Seal No. at Recount: 185797

Other issues:

- The Municipal Clerk's section on page 1 of the Inspectors Statement (GAB-104) was not completed.
- During the recount, the actual number of absentee applications could not be verified. This was because an Absentee Certificate envelope (EB-122), instead of an Official Absentee Ballot Application/Certification envelope (GAB-122cert), was used for some voters who voted absentee at the City Clerk's office. The permanent absentee voters were not indicated as such on the Absentee Ballot Log.
- On the Inspectors' Statement (GAB-104), the "Tamper-evident seal number verified by Chief Inspector – Pre-Election" and "Post-Election" sections were not initialed.
- On both "Certificate of Ballot" forms, the "Total Ballots Counted by DS200" was not indicated.
- No reference was made on the Inspectors' Statement (GAB-104) of damaged, defective or spoiled ballots, although some were returned in the original ballot envelope.
- The absentee ballot from Irene Ballas was received late in the mail on April 6th. That ballot was rejected and not counted during the recount.

- Six absentee ballots were remade on Election Day because they were damaged. However, this was not indicated on the Inspectors' Statement (GAB-104) or on the ballots.

City of Merrill**(Ward 8)**

	<u>Original Vote Total</u>	<u>Recount Vote Total</u>
David Prosser	79	79
Joanne Kloppenburg	100	100 (99 machine, 1 by hand)
Scattering	0	0

Total Voters as reconciled from Poll Lists: 183

Total Absentees from Poll Lists: 9

Total Number of OS Ballots Counted at Recount: 182 (machine)

Total Number of OS Ballots Counted at Recount: 1 (by hand)

Grand Total Number of Ballots Counted: 183

Total Number of Absentee Applications: 12

Total Number of Absentee Ballots Identified: 9

Items of Note:

Bag # 1 of 2 Seal #0514769 removed Bag #2 with Exhibit #6 Sealed with #0766493

Bag # 1 of 2 Seal #0753703 resealed

Test of Electronic Voting Equipment: Accurate

Test Conducted by: Debbie Rauchle

Memory Card Number: DS000103

Memory Card Seal No. at Recount: 185774

Other issues:

- Seal #228329 and Seal #185717 were not returned after the polls closed on Election Day.
- The Municipal Clerk's section on page 1 of the Inspectors Statement (GAB-104) was not completed.
- During the recount, the actual number of absentee applications could not be verified. This was because an Absentee Certificate envelope (EB-122), instead of an Official Absentee Ballot Application/Certification envelope (GAB-122cert), was used for some voters who voted absentee at the City Clerk's office. The permanent absentee voters were not indicated as such on the Absentee Ballot Log.
- One ballot was damaged (a crease in the coding area and could not be counted by the DS-200 during the recount. It was hand-tallied, and was tallied as a vote for Kloppenburg. It was also marked as Exhibit #6 and placed in a ballot bag, with Seal #0766493.

City of Tomahawk**(Wards 1-2)**

	<u>Original Vote Total</u>	<u>Recount Vote Total</u>
David Prosser	58	58
Joanne Kloppenburg	129	129
Scattering	0	0

Total Voters as reconciled from Poll Lists: 192

Total Absentees from Poll Lists: 8

Total Number of OS Ballots Counted at Recount: 191 (machine)

Total Number of OS Ballots Counted at Recount: 0 (by hand)

Grand Total Number of Ballots Counted: 191

Total Number of Absentee Applications: 52 (for all wards in City of Tomahawk)

Total Number of Absentee Ballots Identified: 46 (for all wards in City of Tomahawk)

Items of Note:

Bag # 1 of 1 Seal #0753706 removed

Bag # 1 of 1 Seal #0766433 resealed

Test of Electronic Voting Equipment: Accurate

Test Conducted by: Debbie Rauchle

Memory Card Number: DS000083

Memory Card Seal No. at Recount: 185793

Other issues:

- Voters #73 and #74 were indicated on the City Clerk's poll book but not on the County Clerk's poll book. This was corrected during the recount.
- In the poll books for Wards 1/2 absentee voters were indicated with a red "A" but were not assigned a number. The "Last Voter Number" on the "Certification" sheets in all the poll list was only the number of voters assigned a number.
- On Inspectors' Statements (GAB-104), the number of absentee voters is listed as 36 for the entire City. The actual count of absentee voters determined during the recount was 46 for the entire City.
- The last voter number should have been 192.
- It appears a voter in Wards 1 & 2 was issued a ballot from Wards 3 & 4 on Election Day. That is why the tabulating report indicates 191 ballots cast in Wards 1 & 2 and 238 ballots for Wards 3 & 4.

During the recount, when counting of ballots using the DS-200, the machine jammed at 2:15 P.M. on Thursday, April 28th. The jammed ballot was removed, but the machine still gave a "ballot jammed" message. The machine was unplugged, plugged back in, and the "jammed ballot" message no longer appeared. The correct ballot count (245) appeared on the screen. The recount then proceeded normally.

City of Tomahawk**(Wards 3-4)**

	<u>Original Vote Total</u>	<u>Recount Vote Total</u>
David Prosser	101	101
Joanne Kloppenburg	137	137
Scattering	0	0

Total Voters as reconciled from Poll Lists: 237

Total Absentees from Poll Lists: 12

Total Number of OS Ballots Counted at Recount: 238 (machine)

Total Number of OS Ballots Counted at Recount: 0 (by hand)

Grand Total Number of Ballots Counted: 238

Total Number of Absentee Applications: 52 (for all wards in City of Tomahawk)

Total Number of Absentee Ballots Identified: 46 (for all wards in City of Tomahawk)

Items of Note:

Bag # 1 of 1 Seal #0753706 removed

Bag # 1 of 1 Seal #0766433 resealed

Test of Electronic Voting Equipment: Accurate

Test Conducted by: Debbie Rauchle

Memory Card Number: DS000083

Memory Card Seal No. at Recount: 185793

Other issues:

- In the poll books for Wards 3/4 absentee voters were indicated with a red "A" but were not assigned a number. The "Last Voter Number" on the "Certification" sheets in the poll lists was only the number of voters assigned a number.
- On the Inspectors' Statement (GAB-104), the number of absentee voters is listed as 36 for the entire City. The actual count of absentee voters determined during the recount for the entire City was 46.
- Voter #46 was not found on the County Clerk's poll list.
- Voter #36 was not found on the City Clerk's poll list.
- The last voter number should have been 237.
- It appears a voter in Wards 1 & 2 was issued a ballot from Wards 3 & 4 on Election Day. That is why the tabulating report indicates 191 ballots cast in Wards 1 & 2 and 238 ballots for Wards 3 & 4.

City of Tomahawk**(Wards 5-6)**

	<u>Original Vote Total</u>	<u>Recount Vote Total</u>
David Prosser	118	118
Joanne Kloppenburg	138	138
Scattering	0	0

Total Voters as reconciled from Poll Lists: 259

Total Absentees from Poll Lists: 26

Total Number of OS Ballots Counted at Recount: 259 (machine)

Total Number of OS Ballots Counted at Recount: 0 (by hand)

Grand Total Number of Ballots Counted: 259

Total Number of Absentee Applications: 52 (for all wards in City of Tomahawk)

Total Number of Absentee Ballots Identified: 46 (for all wards in City of Tomahawk)

Items of Note:

Bag # 1 of 1 Seal #0753706 removed

Bag # 1 of 1 Seal #0766433 resealed

Test of Electronic Voting Equipment: Accurate

Test Conducted by: Debbie Rauchle

Memory Card Number: DS000083

Memory Card Seal No. at Recount: 185793

Other issues:

- In the poll books for Wards 5/6 absentee voters were indicated with a blue "a" but were not assigned a number. The "Last Voter Number" on the "Certification" sheets in all the poll lists was only the number of voters assigned a number.
- On the Inspectors' Statement (GAB-104), the number of absentee voters is listed as 36 for the entire City. The actual count of absentee voters determined during the recount for the entire City was 46.
- The last voter number should have been 259.

At the conclusion of the procedures, the following vote totals were entered on a final certification form. Final results were as follows:

	<u>Original</u>	<u>Recount</u>	<u>Difference</u>
Prosser	3578	3576	- 2
Kloppenburg	3549	3545	- 4
Scattering	12	12	0
Totals	7139	7133	-6

Sheila Pudelko, Lincoln County Clerk